

COUNTY OF KAUAI
Minutes of Meeting
OPEN SESSION

Board/Commission:		BOARD OF ETHICS		Meeting Date		April 20, 2018		
Location		Mo‘ikeha Building, Liquor Conference Room 3			Start of Meeting: 1:00 p.m.		End of Meeting: 1:20 p.m.	
Present		Chair Michael Curtis; Secretary Mia Shiraishi; Members: Susan Burriss, Mary Tudela, Dean Toyofuku, and Ryan de la Pena Staff: Deputy County Attorney Mark Bradbury; Boards & Commissions Office Staff: Administrative Specialist Lani Agoot and Administrator Nicholas R. Courson						
Excused		Vice Chair Maureen Tabura						
Absent								
SUBJECT		DISCUSSION				ACTION		
Call To Order						Chair Curtis called the meeting to order at 1:00 p.m. with six members present.		
Approval of Minutes		<u>Regular Open Session Minutes of March 16, 2018</u>				Mr. de la Pena moved to approve the Open Session minutes of March 16, 2018, as circulated. Ms. Shiraishi seconded the motion. Motion carried 6:0.		
Business		There was no business.						
Communication		<u>BOE 2018-03 Possible conflict of interest dated March 20, 2018, from Arryl Kaneshiro relating to Bill No. 2698, the Mayor’s proposed Operating Budget for Fiscal Year 2018-2019 – Appropriations for Kaua‘i Soil Conservation</u>				Mr. de la Pena moved to receive BOE 2018-03. Ms. Shiraishi seconded the motion. Motion carried 6:0.		
		<u>BOE 2018-04 Possible conflict of interest dated March 20, 2018, from Mason Chock relating to Bill No. 2698, the Mayor’s proposed Operating Budget for Fiscal Year 2018-2019 – Appropriations for Leadership Kaua‘i</u>				Ms. Tudela moved to receive BOE 2018-04. Mr. de la Pena seconded the motion. Motion carried 6:0.		
		<u>BOE 2018-05 Possible conflict of interest dated March 20, 2018, from Arryl Kaneshiro relating to Bill No. 2698, the Mayor’s proposed Operating Budget for Fiscal Year 2018-2019 – Appropriations for Grove Farm Company, Inc.</u>				Ms. Shiraishi moved to receive BOE 2018-05. Mr. Toyofuku seconded the motion. Motion carried 6:0.		

SUBJECT	DISCUSSION	ACTION
	<u>BOE 2018-06 Possible conflict of interest dated March 28, 2018, from Arryl Kaneshiro relating to C 2018-87, Grant of Easements from Grove Farm Properties, Inc., to the County of Kaua‘i, Tax Map Key No. (4) 3-3-018-009</u>	Ms. Tudela moved to receive BOE 2018-06. Ms. Burriss seconded the motion. Motion carried 6:0.
	<u>BOE 2018-07 Possible conflict of interest dated March 28, 2018, from Arryl Kaneshiro relating to Bill No. 2698, the Mayor’s proposed Operating Budget for Fiscal Year 2018-2019 – Appropriations for Kaua‘i Philippine Cultural Center</u>	Ms. Tudela moved to receive BOE 2018-07. Mr. Toyofuku seconded the motion. Motion carried 6:0.
Request for An Advisory Opinion	<p><u>RAO 18-002 Request for an Advisory Opinion dated January 23, 2018, from Derek S.K. Kawakami relating to a possible conflict of interest relating to C 2018-25 and Bill No. 2687</u></p> <p>Ms. Shiraishi stated that Commercial Properties Limited is currently a client of her law firm and she is doing work for them. She questioned whether or not she should recuse herself to which Deputy County Attorney Mark Bradbury said yes. Ms. Shiraishi recused herself.</p> <p>Mr. de la Pena said his reason for the motion was that he didn’t see Commercial Properties Limited identified in Bill No. 2687.</p> <p>Chair Curtis stated that it appeared the increased density would be beneficial to commercial property business interests. He said regardless of whether or not Commercial Properties Limited is specifically going to receive increased density, they would benefit commercially from any increase in density.</p> <p>After further discussion the Board agreed there is a conflict of interest.</p>	<p>Mr. de la Pena moved that the Board find no conflict of interest. Ms. Tudela seconded the motion.</p> <p>Motion failed 0:5.</p>

SUBJECT	DISCUSSION	ACTION
		Ms. Tudela moved that the Board find there is a conflict of interest. Ms. Burriss seconded the motion. Motion carried 5:0.
Executive Session	<u>ES-002 Executive Session Minutes of March 16, 2018</u>	Ms. Tudela moved to go into Executive Session at 1:12 p.m. Mr. de la Pena seconded the motion. Motion carried 6:0.
Return to Open Session	<u>Ratify Commission actions taken in Executive Session for item: ES-002</u>	The Board resumed in Open Session at 1:13 p.m. Mr. de la Pena moved to ratify the action taken in Executive Session for ES-002. Ms. Tudela seconded the motion. Motion carried 6:0.
Disclosures	<ol style="list-style-type: none"> 1. Charles P. Stack – Charter Review Commission 2. Jonelle M. Jardin – Police Commission 3. Nicholas R. Courson - Administrator 4. Clint A. Yago – Candidate for Mayor 5. Debra Kekaulua (Candidate for Mayor) 6. Wally K. Nishimura (Candidate for County Council) 7. Victoria H. Franks (Candidate for County Council) 	Ms. Burriss moved to receive disclosures 1 through 7 and deem them complete. Ms. Tudela seconded the motion. Motion carried 6:0.
Announcements	Next meeting scheduled Friday, May 18, 2018 – 1:00 p.m., Mo‘ikeha Building, Liquor Conference Room 3	
Adjournment		Ms. Burriss moved to adjourn the meeting at 1:20 p.m. Mr. de la Pena seconded the motion. Motion carried 6:0.

Submitted by: _____
Lani Agoot, Administrative Specialist

Reviewed and Approved by: _____
Michael Curtis, Chair

() Approved as circulated.

() Approved with amendments. See minutes of _____ meeting.